



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$11,309.23)

MEETING DATE: October 18, 2006 City Council Meeting

PREPARED BY: City Attorney's Office

RECOMMENDED ACTION: Approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement Litigation in the total amount of \$11,059.39, and Various other cases being held by Outside Counsel in the amount of \$249.84.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Kronick, Moskovitz, Tiedemann & Girard; and JAMS Mediation Service, for services incurred relative to the Environmental Abatement Program litigation, and various other matters that are currently outstanding and need to be considered for payment.

Kronick Moskovitz Tiedemann & Girard - Invoices Distribution

			Account: 100351.7323	Total
11233.026	228236	09/25/06	Lodi First v. City of Lodi	97.84
11233.027	228236	09/25/06	Citizens for Open Govt.v.Col	152.00
				<u>249.84</u>

JAMS (Mediation Services)

Account: Water

Invoice #0001204354-110	State of California v. M&P Investments	\$6,759.39
Invoice #00001199497-100	Hartford v. City of Lodi	\$4,300.00

FISCAL IMPACT: Expenses in the amount of \$249.84 will be paid out of the General Fund and will then be billed to Walmart for City's defense of the Lodi First v. City of Lodi and Citizens for Open Government litigation. The remaining expenses will be paid out of the Water Fund.

FUNDING AVAILABLE:

Water Fund	\$11,059.39
General Fund	\$ 249.84

Approved:

Approved:

Ruby Paiste, Financial Services Manager

Stephen Schwabauer, City Attorney

APPROVED:

Blair King, City Manager